

TTAB



11-04-2002

U.S. Patent & TMO/c/TM Mail Rcpt Dt. #71

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application Serial No.: 76/038,178

For the Mark: TITLEMAX

Applicant: Stewart Title of Illinois, Inc.

Filed on: May 1, 2000

RE/MAX INTERNATIONAL, INC.,

Opposer,

v.

STEWART TITLE OF ILLINOIS, INC.,

Applicant.

Opposition No.: 91150933

I hereby certify that this paper or fee is being deposited with the United States Postal Service "FIRST CLASS MAIL POST OFFICE TO ADDRESSEE" Service under 37 CFR § 1.8 on the date indicated below and is addressed to: BOX TTAB, ASSISTANT COMMISSIONER FOR TRADEMARKS, 2900 Crystal Drive, Arlington, VA 22202-3513 on October 29, 2002.

LEBOEUF, LAMB, GREENE & MACRAE, LLP

By:

*Sharon S. Holdorf*  
Sharon S. Holdorf

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TRADEMARK TRIAL AND APPEAL BOARD

BOX TTAB - NO FEE  
Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

**CONSENTED TO MOTION FOR EXTENSION  
OF DISCOVERY AND TESTIMONY PERIODS**

Opposer, RE/MAX International, Inc. hereby moves for a six-month extension of time to the discovery and testimony periods. After discussion with counsel for Applicant, Stewart Title of Illinois, Inc., the parties jointly request that the extension of time requested herein be granted. The following deadlines are currently in effect:

Discovery Period to Close

September 16, 2002

Testimony Period for Party in the Position  
of Plaintiff to Close (opening thirty days  
prior thereto)

December 15, 2002

Testimony Period for Party in the Position  
of Defendant to Close (opening thirty days  
prior thereto)

February 13, 2003

Rebuttal Testimony Period to Close (opening  
fifteen days prior thereto)

March 30, 2003

The parties request this extension because they continue to negotiate settlement, and believe that this extension will allow for further settlement discussions to occur. If settlement does not occur, this extension will allow the parties sufficient time to conduct discovery. In view of the foregoing, the parties request that the relevant deadlines be extended as follows:

Discovery Period to Close

March 16, 2002

Testimony Period for Party in the Position  
of Plaintiff to Close (opening thirty days  
prior thereto)

June 15, 2003

Testimony Period for Party in the Position  
of Defendant to Close (opening thirty days  
prior thereto)

August 13, 2003

Rebuttal Testimony Period to Close (opening  
fifteen days prior thereto)

September 30, 2003

Counsel for Opposer spoke with Priscilla L. Duncel, Esq., counsel for Applicant Stewart Title of Illinois, Inc., who indicated that Applicant consents to this extension request.

Respectfully submitted this 29th day of October, 2002.

LEBOEUF, LAMB, GREENE & MACRAE, LLP

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ATTORNEYS FOR OPPOSER

**CERTIFICATE OF SERVICE**

I hereby certify that on this 29th day of October, 2002, a true and correct copy of the foregoing **CONSENTED TO MOTION FOR EXTENSION OF DISCOVERY AND TESTIMONY PERIODS** was placed in the U.S. Mail, first-class postage prepaid, addressed as follows:

Priscilla L. Dunckel, Esq.  
Baker Botts LLP  
2001 Ross Avenue  
Dallas, Texas 75201-2980

*Shawn S. Holdorf*

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